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Request For Continued Examination (RCE) Transmittal

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

| | |
|------------------------|---------------------|
| Application Number | 09/089,583 |
| Filing Date | June 3, 1998 |
| First Named Inventor | Kenneth M. WEISMAN |
| Art Unit | 1623 |
| Examiner Name | Howard V. Owens Jr. |
| Attorney Docket Number | W1068/20011 |

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This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114

Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

- a. ☐ Previously submitted
If a Final Office Action is outstanding, any amendments filed after the Final Office Action may be considered as a submission
- i. ☐ Consider the arguments in the Appeal Brief or Rely Brief previously filed on _____
- ii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/ Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other Amendment Previously filed
on April 3, 2003

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other _____

3. Fees

- The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 03-0075
- i. ☒ RCE fee required under 37 CFR 1.17(e)
- ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|-------------------|------------------|-----------------------------------|-----------------|
| Name (Print/Type) | Kevin A. Keeling | Registration No. (Attorney/Agent) | 51,867 |
| Signature | | Date | October 7, 2003 |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

| | | | |
|-------------------|-----------------------------------|------|-----------------|
| Name (Print/Type) | Kevin A. Keeling; Reg. No. 51,867 | Date | October 7, 2003 |
| Signature | | | |

Page 1 of 2

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

10/23/2003 SLUANG1 00000011 030099 09089583 completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

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W1068/20011

Customer Number 03000

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT EXAMINING OPERATION

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Applicants

: Kenneth Weisman and
Michael E. Goldberg

Post Office Address

: 30 Springton Pointe Drive
Newtown Square, PA 19073

20 Aspen Drive
Ivyland, PA 18974

Serial Number

: 09/089,583

Filed

: June 3, 1998

For

: METHOD OF DECREASING
ATHEROSCLEROSIS AND ITS
COMPLICATIONS

Group Art Unit

: 1614

Examiner

: Harold Owens

REQUEST FOR CONTINUED EXAMINATION

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir or Madam:

Applicants hereby request continued examination of the above mentioned application. Please find a copy of the Amendment previously filed on April 3, 2003 and an additional Amendment Accompanying the Filing of Request for Continued Examination as responsive submissions required under 37 CFR 1.114. Additionally, please find a Petition for Extension of Time for three (3) months for the purpose of timely filing this Request for Continued Examination.

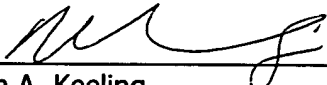
Please charge the Request for Continued Examination fee of three hundred and eighty-five dollars (\$475.00) for a small entity, or any additional fees associated with this Request for Continued Examination, to Deposit Account No. 03-0075.

Respectfully submitted,

CAESAR, RIVISE, BERNSTEIN
COHEN & POKOTILOW, LTD.

October 7, 2003

By:


Kevin A. Keeling
Registration No. 51,867
Seven Penn Center - 12th Floor
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Attorney for Applicant
Customer Number 03000

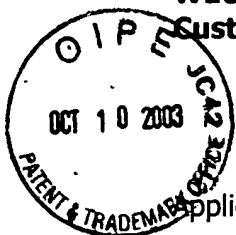
CERTIFICATE OF MAILING

I hereby certify that the foregoing **REQUEST FOR CONTINUED EXAMINATION** re Application Serial No. 09/089,583 is being deposited with the United States Postal Service as first class mail, postage prepaid, in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on October 7, 2003


Kevin A. Keeling

W1068/20011
Customer Number 03000

PATENT



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
PATENT EXAMINING OPERATION**

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Applicants : Kenneth Weisman and
Michael E. Goldberg

Post Office Address : 30 Springton Pointe Drive
Newtown Square, PA 19073

20 Aspen Drive
Ivyland, PA 18974

Serial Number : 09/089,583

Filed : June 3, 1998

For : METHOD OF DECREASING
ATHEROSCLEROSIS AND ITS
COMPLICATIONS

Group Art Unit : 1614

Examiner : Harold Owens

**AMENDMENT ACCOMPANYING THE FILING
OF REQUEST FOR CONTINUED EXAMINATION**

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir or Madam:

In response to the Final Office Action Mailed April 7, 2003 and telephone conference with Examiner Owens on October 2, 2003, please amend the application as follows:

As stated in the previously filed Supplemental Response to Office Action filed April 3, 2003, please cancel rejected claims 1, 2, 4, 14, 15, 18, 21, 24, 26 and 29.